

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-01072-JEB**

JUDICIAL WATCH, INC. v. U.S. DEPARTMENT OF JUSTICE
Assigned to: Judge James E. Boasberg
Cause: 05:552 Freedom of Information Act

Date Filed: 05/07/2018
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

JUDICIAL WATCH, INC.

represented by **James F. Peterson**
JUDICIAL WATCH, INC.
425 Third Street, SW
Suite 800
Washington, DC 20024
(202) 646-5172
Fax: (202) 646-5199
Email: jpeterson@judicialwatch.org
ATTORNEY TO BE NOTICED

Paul J. Orfanedes
JUDICIAL WATCH, INC.
425 Third Street, SW
Suite 800
Washington, DC 20024
(202) 646-5172
Fax: (202) 646-5199
Email: porfanedes@judicialwatch.org
ATTORNEY TO BE NOTICED

Lauren M. Burke
JUDICIAL WATCH, INC.
425 Third Street, SW
Suite 800
Washington, DC 20024
(202) 646-5172
Fax: (202) 646-5199
Email: lburke@judicialwatch.org
ATTORNEY TO BE NOTICED

V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Joshua L. Rogers**
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2578
Fax: (202) 252-2599
Email: joshua.rogers3@usdoj.gov
TERMINATED: 08/31/2018
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Patricia K. McBride
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530

(202) 252-7123
 Fax: (202) 252-2599
 Email: patricia.mcbride@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/07/2018	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF JUSTICE (Filing fee \$ 400 receipt number 0090-5466455) filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons U.S. Attorney for the District of Columbia, # <u>3</u> Summons U.S. Attorney General, # <u>4</u> Summons US Department of Justice)(Burke, Lauren) (Entered: 05/07/2018)
05/07/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JUDICIAL WATCH, INC. (Burke, Lauren) (Entered: 05/07/2018)
05/07/2018		Case Assigned to Judge James E. Boasberg. (zmd) (Entered: 05/08/2018)
05/08/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General. (tth) (Additional attachment(s) added on 5/8/2018: # <u>1</u> Notice and Consent) (ztth). (Entered: 05/08/2018)
05/10/2018	<u>4</u>	NOTICE OF RELATED CASE by JUDICIAL WATCH, INC.. Case related to Case No. 17-cv-1147. (Burke, Lauren) (Entered: 05/10/2018)
05/23/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/21/2018. (Answer due for ALL FEDERAL DEFENDANTS by 6/20/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 05/21/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 5/21/2018 (Attachments: # <u>1</u> Declaration of Cristina Rotaru)(Burke, Lauren) (Entered: 05/23/2018)
06/15/2018	<u>6</u>	ENTERED IN ERROR. . . . ANSWER to Complaint by U.S. DEPARTMENT OF JUSTICE.(McBride, Patricia) Modified on 6/19/2018 (ztd). (Entered: 06/15/2018)
06/15/2018		MINUTE ORDER: The Court ORDERS that the parties shall meet, confer, and submit a proposed joint briefing schedule by June 29, 2018. So ORDERED by Judge James E. Boasberg on 6/15/2018. (lcjeb3) (Entered: 06/15/2018)
06/15/2018		Set/Reset Deadlines: Proposed Briefing Schedule due by 6/29/2018. (znbn) (Entered: 06/18/2018)
06/18/2018		NOTICE OF ERROR re <u>6</u> Answer to Complaint; emailed to patricia.mcbride@usdoj.gov , cc'd 6 associated attorneys -- The PDF file you docketed contained errors: 1. Incorrect header/caption/case number, 2. Please refile document (ztd,) (Entered: 06/18/2018)
06/21/2018	<u>7</u>	ERRATA by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Answer)(McBride, Patricia) (Entered: 06/21/2018)
06/28/2018	<u>8</u>	PROPOSED BRIEFING SCHEDULE <i>For Further Proceedings</i> by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(McBride, Patricia) (Entered: 06/28/2018)
07/12/2018		MINUTE ORDER: Per the parties' suggestion, the Court ORDERS that: 1) Defendant shall respond to the Complaint on or before August 31, 2018; and 2) The parties shall provide a further joint status report on or before September 7, 2018. So ORDERED by Judge James E. Boasberg on 7/12/2018. (lcjeb3) (Entered: 07/12/2018)
07/12/2018		Set/Reset Deadlines: Answer to the Complaint due by 8/31/2018; Joint Status Report due by 9/7/2018. (tg) (Entered: 07/12/2018)
08/28/2018	<u>9</u>	ANSWER to Complaint by U.S. DEPARTMENT OF JUSTICE.(McBride, Patricia) (Entered: 08/28/2018)

08/28/2018		MINUTE ORDER: The Court ORDERS that the parties shall meet, confer, and submit a proposed briefing schedule by September 11, 2018. So ORDERED by Judge James E. Boasberg on 8/28/2018. (lcjeb3) (Entered: 08/28/2018)
08/29/2018		Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 9/11/2018. (nbn) (Entered: 08/29/2018)
08/29/2018	<u>10</u>	ENTERED IN ERROR. . . . ANSWER to Complaint by U.S. DEPARTMENT OF JUSTICE.(Rogers, Joshua) Modified on 8/30/2018 (ztd). (Entered: 08/29/2018)
08/30/2018		NOTICE OF ERROR re <u>10</u> Answer to Complaint; emailed to joshua.rogers3@usdoj.gov, cc'd 8 associated attorneys — The PDF file you docketed contained errors: 1. Incorrect header/caption/case number, 2. Please refile document, 3. Refile document with the correct caption and case number. (ztd,) (Entered: 08/30/2018)
08/30/2018	<u>11</u>	NOTICE by U.S. DEPARTMENT OF JUSTICE (Rogers, Joshua) (Entered: 08/30/2018)
09/06/2018	<u>12</u>	PROPOSED BRIEFING SCHEDULE by U.S. DEPARTMENT OF JUSTICE. (McBride, Patricia) (Entered: 09/06/2018)
09/07/2018		MINUTE ORDER: Per the parties' <u>12</u> Proposed Briefing Schedule, the Court ORDERS that: 1) Defendant shall file its Motion for Summary Judgment on or before October 25, 2018; 2) Plaintiff shall file its Opposition to Defendant's Motion and Cross-Motion on or before November 8, 2018; 3) Defendant shall file its reply on or before November 28, 2018; 4) Plaintiff shall file its reply on or before December 7, 2018. So ORDERED by Judge James E. Boasberg on 9/7/2018. (lcjeb3) (Entered: 09/07/2018)
09/07/2018		Set/Reset Deadlines: Summary Judgment motions due by 10/25/2018. Response to Motion for Summary Judgment due by 11/8/2018. Reply to Motion for Summary Judgment due by 11/28/2018. Replies due by 12/7/2018. (znbn) (Entered: 09/07/2018)
10/23/2018	<u>13</u>	Unopposed MOTION for Extension of Time to <i>file Motion for Summary Judgment</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(McBride, Patricia) (Entered: 10/23/2018)
10/24/2018		MINUTE ORDER GRANTING <u>13</u> Motion for Extension of Time. The Court ORDERS that: 1) Defendant shall file its Motion for Summary Judgment by November 27, 2018; 2) Plaintiff shall file its Opposition and Cross Motion by December 14, 2018; 3) Defendant shall file its Reply by December 28, 2018; and 4) Plaintiff shall file its Reply by January 11, 2019. So ORDERED by Judge James E. Boasberg on 10/24/2018. (lcjeb3) (Entered: 10/24/2018)
10/24/2018		Set/Reset Deadlines: Summary Judgment motions due by 11/27/2018. Response to Motion for Summary Judgment due by 12/14/2018. Reply to Motion for Summary Judgment due by 12/28/2018. Replies due by 1/11/2019. (znbn) (Entered: 10/24/2018)
11/27/2018	<u>14</u>	Consent MOTION for Extension of Time to <i>file its Motion for Summary Judgment</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(McBride, Patricia) (Entered: 11/27/2018)
11/27/2018		MINUTE ORDER GRANTING Consent <u>14</u> Motion for Extension of Time to File. The Court ORDERS that: 1) Defendant shall file its Motion for Summary Judgment on or before December 4, 2018; 2) Plaintiff shall file its Opposition and Cross Motion on or before December 14, 2018; 3) Defendant shall file its Opposition and Reply on or before December 28, 2018; and 4) Plaintiff shall file its Reply on or before January 11, 2019. So ORDERED by Judge James E. Boasberg on 11/27/2018. (lcjeb3) (Entered: 11/27/2018)
11/27/2018		Set/Reset Deadlines: Summary Judgment motions due by 12/4/2018. Response to Motion for Summary Judgment due by 12/14/2018. Reply to Motion for Summary Judgment due by 12/28/2018. Replies due by 1/11/2019. (znbn) (Entered: 11/28/2018)
12/04/2018	<u>15</u>	MOTION for Summary Judgment by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Declaration, # <u>3</u> Exhibit)(McBride, Patricia) (Entered: 12/04/2018)

12/11/2018	<u>16</u>	NOTICE of Appearance by Paul J. Orfanedes on behalf of JUDICIAL WATCH, INC. (Orfanedes, Paul) (Entered: 12/11/2018)
12/14/2018	<u>17</u>	NOTICE of Appearance by James F. Peterson on behalf of JUDICIAL WATCH, INC. (Peterson, James) (Entered: 12/14/2018)
12/14/2018	<u>18</u>	Unopposed MOTION for Extension of Time to File <i>and Reset Briefing Schedule</i> by JUDICIAL WATCH, INC. (Attachments: # <u>1</u> Text of Proposed Order)(Peterson, James) (Entered: 12/14/2018)
12/17/2018		MINUTE ORDER GRANTING <u>18</u> Motion for Extension of Time to File. The Court ORDERS that: 1) Plaintiff shall file its opposition to Defendant's motion for summary judgment and any cross-motion for summary judgment by January 15, 2019; 2) Defendant shall file its reply in support of its motion and opposition to any cross-motion by January 31, 2019; and 3) Plaintiff shall file its reply in support of any cross motion by February 15, 2019. So ORDERED by Judge James E. Boasberg on 12/17/2018. (lcjeb3) (Entered: 12/17/2018)
12/17/2018		Set/Reset Deadlines: Summary Judgment motions due by 1/15/2019. Response to Motion for Summary Judgment due by 1/31/2019. Reply to Motion for Summary Judgment due by 2/15/2019. (znbn) (Entered: 12/17/2018)
01/11/2019	<u>19</u>	MOTION for Extension of Time to File Response/Reply as to <u>15</u> MOTION for Summary Judgment <i>and Cross-Motion for Summary Judgment</i> by JUDICIAL WATCH, INC. (Attachments: # <u>1</u> Text of Proposed Order)(Orfanedes, Paul) (Entered: 01/11/2019)
01/11/2019		MINUTE ORDER GRANTING <u>19</u> Motion for Extension of Time to File. The Court ORDERS that: 1) Plaintiff shall file its opposition to Defendant's motion for summary judgment and its cross-motion for summary judgment by January 28, 2019; 2) Defendant shall file its reply in support of its motion and opposition to any cross-motion by February 14, 2019; and 3) Plaintiff shall file its reply in support of its cross-motion if any by March 1, 2019. So ORDERED by Judge James E. Boasberg on 1/11/2019. (lcjeb3) (Entered: 01/11/2019)
01/11/2019		Set/Reset Deadlines: Response to Motion for Summary Judgment due by 1/28/2019. Reply to Motion for Summary Judgment due by 2/14/2019. Replies due by 3/1/2019. (znbn) (Entered: 01/17/2019)
01/23/2019	<u>20</u>	ENTERED IN ERROR.....Joint STATUS REPORT by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Exhibit)(Orfanedes, Paul) Modified on 1/24/2019 (jf). (Entered: 01/23/2019)
01/24/2019		NOTICE OF CORRECTED DOCKET ENTRY: Document No. re <u>20</u> Status Report was entered in error at the request of counsel and will be refiled in the correct case.(jf) (Entered: 01/24/2019)
01/28/2019	<u>21</u>	Memorandum in opposition to re <u>15</u> MOTION for Summary Judgment (<i>and Response to Statement of Facts</i>) filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Orfanedes, Paul) (Entered: 01/28/2019)
01/28/2019	<u>22</u>	Cross MOTION for Summary Judgment (<i>with Statement of Material Facts</i>) by JUDICIAL WATCH, INC. (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Orfanedes, Paul) (Entered: 01/28/2019)
02/14/2019	<u>23</u>	MOTION for Extension of Time to <i>Reply in Support of its' Motion for Summary Judgment</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(McBride, Patricia) (Entered: 02/14/2019)
02/14/2019		MINUTE ORDER: If Plaintiff opposes Defendant's <u>23</u> Motion for Extension, the Court ORDERS that it shall submit such opposition by February 19, 2019. So ORDERED by Judge James E. Boasberg on 2/14/2019. (lcjeb3) (Entered: 02/14/2019)
02/15/2019		Set/Reset Deadlines: Opposition due by 2/19/2019. (znbn) (Entered: 02/15/2019)
02/19/2019	<u>24</u>	RESPONSE re <u>23</u> MOTION for Extension of Time to <i>Reply in Support of its' Motion for Summary Judgment</i> filed by JUDICIAL WATCH, INC.. (Peterson, James) (Entered: 02/19/2019)

02/21/2019		MINUTE ORDER: The Court ORDERS that Defendant's <u>23</u> Motion for Extension of Time to File is GRANTED, and that Defendant shall file its reply on or before March 18, 2019. So ORDERED by Judge James E. Boasberg on 2/21/2019. (lcjeb3) (Entered: 02/21/2019)
02/21/2019		Set/Reset Deadlines: Replies due by 3/18/2019. (znbn) (Entered: 02/21/2019)
03/18/2019	<u>25</u>	Unopposed MOTION for Extension of Time to File Response/Reply by U.S. DEPARTMENT OF JUSTICE (McBride, Patricia) (Entered: 03/18/2019)
03/18/2019		MINUTE ORDER: The Court ORDERS that Defendant's <u>25</u> Motion for Extension of Time to File is GRANTED and that it shall file its Reply on or before April 18, 2019. So ORDERED by Judge James E. Boasberg on 3/18/2019. (lcjeb3) (Entered: 03/18/2019)
03/18/2019		Set/Reset Deadlines: Replies due by 4/18/2019. (znbn) (Entered: 03/19/2019)
04/17/2019	<u>26</u>	Unopposed MOTION for Extension of Time to File Response/Reply by U.S. DEPARTMENT OF JUSTICE (McBride, Patricia); Modified text and deleted selected docket entry information on 4/18/2019 (tth). (Entered: 04/17/2019)
04/18/2019		VACATED PURSUANT TO THE MINUTE ORDER FILED ON 5/22/2019.....MINUTE ORDER: The Court ORDERS that Defendant's <u>26</u> Motion for Extension of Time to File is GRANTED, and that Defendant shall file its Reply on or before May 29, 2019. So ORDERED by Judge James E. Boasberg on 4/18/2019. (lcjeb3) Modified on 5/23/2019 (znbn). (Entered: 04/18/2019)
04/18/2019		Set/Reset Deadlines: Replies due by 5/29/2019. (znbn) (Entered: 04/18/2019)
05/22/2019	<u>27</u>	Unopposed MOTION for Extension of Time to <i>Reply to Plaintiff's Opposition</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(McBride, Patricia) (Entered: 05/22/2019)
05/22/2019		MINUTE ORDER: The Court ORDERS that Defendant's Unopposed <u>27</u> Motion for Extension of Time is GRANTED, and that the parties shall file a joint status report by June 28, 2019. The May 29, 2019, deadline for Defendant to file its Reply is VACATED. So ORDERED by Judge James E. Boasberg on 5/22/2019. (lcjeb3) (Entered: 05/22/2019)
05/22/2019		Set/Reset Deadlines: Joint Status Report due by 6/28/2019. (znbn) (Entered: 05/23/2019)
06/28/2019	<u>28</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC.. (Burke, Lauren) (Entered: 06/28/2019)
07/01/2019		MINUTE ORDER: The Court ADOPTS the parties' <u>28</u> Joint Status Report and ORDERS that they shall file another joint status report on or before July 23, 2019. So ORDERED by Judge James E. Boasberg on 7/1/2019. (lcjeb3) (Entered: 07/01/2019)
07/01/2019		Set/Reset Deadlines: Joint Status Report due by 7/23/2019. (znbn) (Entered: 07/01/2019)
07/23/2019	<u>29</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (McBride, Patricia) (Entered: 07/23/2019)
07/24/2019		MINUTE ORDER: The Court ADOPTS the parties' <u>29</u> Joint Status Report and ORDERS that the following schedule shall govern subsequent proceedings: (1) Defendant shall file its motion for summary judgment on or before September 26, 2019; (2) Plaintiff shall file its opposition and cross-motion on or before October 23, 2019; (3) Defendant shall file its reply and opposition on or before November 22, 2019; and (4) Plaintiff shall file its reply on or before December 19, 2019. So ORDERED by Judge James E. Boasberg on 7/24/2019. (lcjeb3) (Entered: 07/24/2019)
07/24/2019		MINUTE ORDER: In light of the superseding briefing schedule, the Court ORDERS that Defendant's <u>15</u> Motion for Summary Judgment and Plaintiff's <u>22</u> Cross Motion are DENIED AS MOOT. So ORDERED by Judge James E. Boasberg on 7/24/2019. (lcjeb3) (Entered: 07/24/2019)

07/24/2019		Set/Reset Deadlines: Summary Judgment motions due by 9/26/2019. Response to Motion for Summary Judgment due by 10/23/2019. Cross Motions due by 10/23/2019. Reply to Motion for Summary Judgment due by 11/22/2019. Response to Cross Motions due by 11/22/2019. Reply to Cross Motions due by 12/19/2019. (znbn) (Entered: 07/24/2019)
09/26/2019	<u>30</u>	MOTION for Summary Judgment by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Declaration)(McBride, Patricia) (Entered: 09/26/2019)
10/24/2019	<u>31</u>	Memorandum in opposition to re <u>30</u> MOTION for Summary Judgment filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Declaration Michael J. Sharkey, # <u>2</u> Declaration with Exhibits)(Burke, Lauren) (Entered: 10/24/2019)
10/24/2019	<u>32</u>	Cross MOTION for Summary Judgment by JUDICIAL WATCH, INC. (Attachments: # <u>1</u> Declaration Michael J. Sharkey, # <u>2</u> Declaration with Exhibits, # <u>3</u> Text of Proposed Order)(Burke, Lauren) (Entered: 10/24/2019)